

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James E. Brooks et al.

Serial No.: 10/711,809

Date Filed: October 6, 2004

For: Integrated Detonators for use with Explosive Devices

Docket No. 22.1552

Examiner: Michelle Renee CLEMENT

Art Unit: 3641

Box DAC

Attention: Office of Petitions

Assistant Commissioner for Patents

Washington, DC 20231

**PETITION FOR WITHDRAWAL OF A HOLDING OF ABANDONMENT UNDER
37 CFR § 1.181(a) and 37 CFR § 1.137 and SUPPLEMENTAL
RESPONSE TO ELECTION/RESTRICTION**

Dear Madam:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

Applicant hereby petitions for revival of this application. Enclosed is a:
Petition fee, and
Adequate showing of the cause of unavoidable delay.

On March 31, 2008 through a review of PAIR on the U.S. Patent and Trademark Office website, Applicants discovered that U.S. Application No. 10/711,809 had been listed as abandoned for failure to respond.

Applicants never received such communication setting forth a requirement to respond. Therefore Applicants' failure to respond was Unavoidable and Unintentional. Below is a short synopsis of the most relevant dates and actions involved with this situation.

7/10/2007 - Applicants respond to Election/Restriction requirement.

9/12/2007 - PTO dated Notice of Non-Compliant Response (Never Received)

3/27/2008 - PTO dated Notice of Abandonment for Not Responding (Not Yet Received)

Unavoidable: The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(a) was unavoidable. Applicants filed a response on July 10, 2007 to Election/Restriction requirement mailed on 6/18/2007. Applicants' response was a bona fide attempt to respond. Applicants did not receive an Office communication relating to this Application from then on. On March 31, 2008, through review of U.S. Patent and Trademark PAIR, Applicants became aware of the Notice of Non-Compliant Amendment dated 9/12/2007 that was never received by Applicants and a Notice of Abandonment dated 3/27/2008 that has not yet been received by Applicants. Attached is a copy of internal logs showing all documents received from the U.S. Patent and Trademark Office within a period when one would have expected the Notice of Non-Compliant Amendment to have arrived, thereby evidencing non-receipt of the Notice of Non-Compliant Response.

Unintentional: Additionally, Applicants hereby state that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Fee: The \$510.00 petition fee as set forth in 37 CFR 1.17(I) is enclosed. Should the fee be deficient in any way, Applicants authorize the difference to be charged to deposit account No. 50-0457.

Respectfully submitted,



Kevin Brayton McGoff
Registration No. 53,297

14910 Airline Rd.
Rosharon Texas, 77583
(281) 285 6534
(281) 285 5537 (FAX)

Date: March 31, 2008

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Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
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11/308,036	-	68.0522	35204	09-06-2007	09-07-2007	NTC.PUB	Notice of Publication	-
11/842,273	-	68.0702	35204	08-30-2007	09-06-2007	PEFN	Pre-Exam Formalities Notice	-
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Close Window

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Close Window

09-14-2007::14:51:48

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11/550,532	-	68.0346DIV1	35204	09-12-2007	09-13-2007	CTNF	Non-Final Rejection	-
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Close Window

09-17-2007::11:24:01

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Close Window

09-19-2007::13:27:32

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11/765,807	-	68.0687 ✓ <i>does this need to be linked?</i>	35204	09-12-2007	09-17-2007	N570	Communication - Re: Power of Attorney (PTOL-308)	-
10/905,713	-	68.0446 ✓	35204	09-14-2007	09-17-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
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Close Window

09-20-2007::08:47:34

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Close Window